

**661—404.8(97A) Discontinuance of temporary incapacity status.**

**404.8(1)** Action by the board that results in the approval of disability benefits shall result in the immediate termination of temporary incapacity status.

**404.8(2)** Disapproval of an application for disability benefits shall result in an immediate review of the member's temporary incapacity status. If the temporary incapacity status is discontinued based on that review and if the disapproval of disability benefits is reversed on appeal, then the benefits that would have been accrued for temporary incapacity shall be restored.

**404.8(3)** The commissioner shall file an application for disability retirement when it is medically determined that a member in temporary incapacity status is permanently disabled.